

1 **UNITED STATES DISTRICT COURT**
2 **DISTRICT OF NEVADA**

3 MABEL LOZANO LOZANO,

Case No.: 2:21-cv-01829-APG-EJY

4 Plaintiff

**Order Accepting Report and
Recommendation**

5 v.

[ECF No. 4]

6 LORENA TORRES,

7 Defendant

8 On October 12, 2021, Magistrate Judge Youchah recommended that plaintiff Mabel
9 Lozano Lozano's initiating documents be dismissed without prejudice, and that Lozano Lozano
10 be given 30 days to file a complaint correcting identified deficiencies, not to exceed 30 pages,
11 including exhibits. ECF No. 4. Lozano Lozano did not object. Thus, I am not obligated to
12 conduct a de novo review of the report and recommendation. 28 U.S.C. § 636(b)(1) (requiring
13 district courts to "make a de novo determination of those portions of the report or specified
14 proposed findings to which objection is made"); *United States v. Reyna-Tapia*, 328 F.3d 1114,
15 1121 (9th Cir. 2003) (en banc) ("the district judge must review the magistrate judge's findings
16 and recommendations de novo *if objection is made*, but not otherwise" (emphasis in original)).

17 I THEREFORE ORDER that Magistrate Judge Youchah's report and recommendation
18 **(ECF No. 4) is accepted.** Plaintiff Mabel Lozano Lozano's initiating documents **(ECF Nos. 2**
19 **through 2-4) are DISMISSED without prejudice.**

20 I FURTHER ORDER that plaintiff Mabel Lozano Lozano may file a complaint
21 correcting the deficiencies identified in Magistrate Judge Youchah's report and recommendation,
22 if facts exist to do so. The complaint must not exceed 30 pages, including exhibits. Failure to
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1 file a complaint by December 1, 2021 will result in dismissal of this action without prejudice and
2 the case being closed.

3 DATED this 1st day of November, 2021.

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6 ANDREW P. GORDON
7 UNITED STATES DISTRICT JUDGE
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